

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

KRAFT FOODS GLOBAL, INC., THE)	
KELLOGG COMPANY, GENERAL)	
MILLS, INC., and NESTLÉ USA,)	
INC.,)	
)	No. 1:11-cv-08808
Plaintiffs,)	
)	Judge Steven C. Seeger
v.)	
)	
UNITED EGG PRODUCERS, INC.,)	
UNITED STATES EGG)	
MARKETERS, INC., CAL-MAINE)	
FOODS, INC., and ROSE ACRE)	
FARMS, INC.)	
)	
Defendants.)	

**CAL-MAINE FOODS, INC.'S LISTING OF OPENING STATEMENT
EXHIBITS WITH PENDING PLAINTIFF OBJECTIONS**

In response to the Court's minute order of October 12, 2023 relating to opening statements (ECF 338), Defendant Cal-Maine Foods, Inc. makes the following submission regarding the 23 (twenty-three) exhibits it seeks to reference in opening statement for which there are pending Plaintiff objections. Per the Court's order, below is a listing of said documents, identified by exhibit number, date and a brief description. Attached as Exhibit A are line items from the Defendants' exhibit list showing, among other things, the objections lodged by Plaintiffs to the individual exhibits in the same order as reflected below. Attached as Exhibit B are copies of the 23 documents themselves.

Listing of Documents

Exhibit Number	Date	Description
0198	7/11/2002	Publix Letter to All egg producers - FMI - NCCR Animal Welfare Guidelines
0207	01/31/2003	Email from D. Baker to J. Hardin re Animal Welfare Cost
0210	3/7/2003	Fax from Dolph Baker to Cal-Maine
0296	01/07/2000	Cost for The McDonalds Plan; Memo from Cal-Maine Foods to McDonalds Corporation re New Egg Program (01/07/2000) (Excerpt of full document)
0466	10/04/04	Letter from J. Armstrong to Chairman P. Bahan regarding backfilling
0526	05/31/02	Albertson's Applauds and Supports Animal Welfare Guidelines Developed by the Food Marketing Institute (Hammonds Ex. 22)
0547	5/31/2002	Kroger to Support Animal Welfare Guidelines Developed by the Food Marketing Institute
0639	2011	Walmart Shell Egg Program
0652	11/29/00	FMI Meeting Notes re PETA November 29, 2000
0655	06/06/01	Minutes from Animal Welfare Conference Call on Wednesday, June 6, 2001 between FMI and Expert Review Panel
0710	10/25/00	Letter from S. Gifford to G. Michael requesting Albertson's Animal Welfare Standards
0712	11/02/00	Letter from S. Gifford to J. Pichler (Kroger) re. Kroger's recent Statements re. Animal Welfare
0717	08/19/01	Letter from S. Gifford at PETA to L. Johnston at Albertson's
0718	09/27/01	Letter from PETA to Wal-Mart requesting minimal standards for animal welfare
0736		PETA's McDonald's Campaign - Son of Ron
0737		PETA's McDonald's Campaign - McCruelty's Unhappy Meal
0971	07/09/01	United Voices newsletter excerpt regarding Burger King
1086	06/23/06	United Voices newsletter excerpt
1164		Summary: Whole Shell Eggs Price
1165		Summary: US Laying Flock & Shell Egg Production

Exhibit Number	Date	Description
1200*		Cal-Maine Dozens of Eggs Sold
1201*		Cal-Maine Layer Flock Size
1202		Laws Related to the Treatment of Egg Laying Hens and Cage Space During the Relevant Time Period

*Part of summary exhibits labeled 1199

October 13, 2023

Respectfully submitted,

Counsel for Defendant Cal-Maine Foods, Inc.

/s/ Patrick M. Collins

Patrick M. Collins

(pcollins@kslaw.com)

Livia M. Kiser (lkiser@kslaw.com)

Patrick M. Otlewski

(potlewski@kslaw.com)

Abigail Hoverman Terry

(ahoverman@kslaw.com)

KING & SPALDING LLP

110 North Wacker Drive, Suite 3800

Chicago, IL 60606

Tel: (312) 764-6911

Brian E. Robison

(brian@brownfoxlaw.com) (pro hac vice)

BROWN FOX PLLC

6303 Cowboys Way

Suite 450

Frisco, TX 75034

Tel: (972) 707-1809